

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DEVEN W. WERLING,

Plaintiff,

v.

Civil Action No. 05-0898

MARK EGGLETON, THE CITY  
OF PITTSBURGH, OHDS, INC.,  
t/d/b/a THE ORIGINAL HOT  
DOG SHOP, INC.,  
And BRIAN ROBERTS,

Judge Arthur J. Schwab

Defendants.

**STIPULATION FOR DISMISSAL**  
**PURSUANT TO FED. R. CIV. P. 41(a)1**

AND NOW come the parties by and through their respective counsel and stipulate to the voluntary dismissal of the above matter, with prejudice, based upon the agreed upon settlement of the Plaintiff's claims against the Defendants named herein.

/s/ Timothy P. O'Brien  
Timothy P. O'Brien, Esquire  
PA I.D. No. 22104  
1705 Allegheny Building  
429 Forbes Avenue  
Pittsburgh, PA 15219  
(412) 232-4400  
Attorney for Plaintiff Deven W. Werling

/s/ A. Bryan Campbell  
A. Bryan Campbell, Esquire  
PA I.D. No. 15079  
220 Grant Street, 6th Floor  
Pittsburgh, PA 15219  
(412) 642-7667  
Attorney for Defendant Mark Eggleton

/s/ Mark A. Martini  
Mark A. Martini, Esquire  
PA I.D. No. 91001  
Robb Leonard Mulvihill  
2300 One Mellon Center  
Pittsburgh, PA 15219  
(412) 281-5431  
Attorney for Defendant  
Original Hot Dog Shops, Inc.

/s/ Michael E. Kennedy  
Michael E. Kennedy, Esquire  
PA I.D. No. 52780  
City of Pittsburgh, Department of Law  
313 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219  
(412) 255-2004  
Attorney for Defendant City of Pittsburgh

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, IT IS  
SO ORDERED.

\_\_\_\_\_  
Judge Arthur J. Schwab